

06-20-03

A#

EXPRESS MAIL MAILING LABEL

NUMBER: EV 291396859 US

DATE OF DEPOSIT: JUNE 19, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: MS PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Mary Paul*  
Mary Paul

17399 U.S. PTO

10/600010

06/19/03



23720

PATENT TRADEMARK OFFICE

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket: 2039.005896/RFE

Prior Application Serial No.:  
09/851,537

Prior Application Examiner:  
Donald R. Wilson

Classification Designation:  
526

Prior Group Art Unit: 1713

MS PATENT APPLICATION  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR FILING CONTINUATION APPLICATION  
UNDER 37 C.F.R. § 1.53(b)

This is a request for filing a continuation application under Rule 53(b) (37 C.F.R. § 1.53(b)) of co-pending prior application Serial No. 09/851,537 filed May 8, 2001, entitled ENHANCED OXYGEN BARRIER PERFORMANCE FROM MODIFICATION OF ETHYLENE VINYL ALCOHOL COPOLYMERS (EVOH), by Hu Yang, Ta Yen Ching, and Gangfeng Cai.

1. Enclosed is a copy of the prior application Serial No. 09/851,537 as originally filed, including specification, claims, and declaration. The undersigned hereby verifies that the attached papers are a true copy of the prior application as originally filed and identified above, that no amendments (if any) referred to in the declaration filed to complete the prior application introduced new matter therein, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application or any patent issuing thereon.

(a) The inventorship is the same as prior Application Serial No. 09/851,537.

2. Enclosed is a check in the amount of \$750.00 to cover the filing fee as calculated below and the fee for any new claims added in the Preliminary Amendment referred to in Clause No. 7 below.

CLAIMS AS FILED IN THE PRIOR APPLICATION  
LESS CLAIMS CANCELED BELOW

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee -----				\$750.00
Total Claims	20 - 20 =	0 X	\$18.00 =	\$ .00
Independent Claims	1 - 3 =	0 X	\$84.00 =	\$ .00
Multiple Dependent Claim(s) -----				\$ .00
<b>TOTAL FILING FEES:</b>				<b>\$750.00</b>

3. If the check is missing or insufficient, the Assistant Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 to 1.21 which may be required for any reason

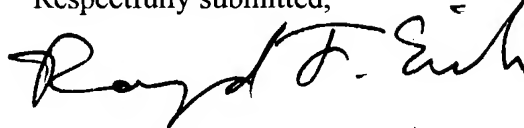
relating to this document, or credit any overpayment to Williams, Morgan & Amerson,  
P.C. Deposit Account No. 50-0786/2039.005896RFE.

4. Enclosed is a copy of the current Power of Attorney in the prior application.
5. Address all future communications to:

Raymund F. Eich, Ph.D.  
WILLIAMS, MORGAN & AMERSON, P.C.  
10333 Richmond, Suite 1100  
Houston, Texas 77042  
(713) 934-4065

6. The prior application is presently assigned to Chevron Phillips Chemical Company LP.
7. Enclosed is a preliminary amendment. Any additional fees incurred by this amendment are included in the check at No. 2 above and said fee has been calculated after cancellation of claims and after amendment of claims by the preliminary amendment.
8. Information Disclosure Statements (IDS's) are enclosed.
  - (a) Forms PTO-1449.
  - (b) Copies of IDS citations.
9. Return Receipt Postcard.

Respectfully submitted,



Raymund F. Eich, Ph.D.  
Reg. No. 42,508

AGENT FOR APPLICANTS

WILLIAMS, MORGAN & AMERSON, P.C.  
10333 Richmond, Suite 1100  
Houston, Texas 77042  
(713) 934-4065  
(713) 934-7011 (fax)

June 19, 2003